

**ADJOURNED MEETING OF THE COMMON COUNCIL
January 18, 2011**

The Common Council of the City of Richland Center, Wisconsin, met in the Council Room of the municipal building at 450 S. Main Street on Tuesday, January 18, 2011 at 7:30 P.M., Mayor Larry D. Fowler presiding. Alderpersons, Marie Rakow, Susan Fruit, Lester Parker, Jay Buchanan Mueller, Steve Deets, Judy Shireman, and Lorna Dilley present. Alderperson Bill Kloehn was absent. Mayor Fowler ascertained from the Clerk that the meeting was properly noticed.

Motion by Parker, second by Rakow to waive the reading of the minutes of the last meeting (January 4th) in lieu of printed copies and to approve the same. Motion carried.

UPDATE ON STATE LEGION BASEBALL TOURNAMENT – JULY 27 THRU 31.

Sandra Kramer, Commander of American Legion Post 13 in Richland Center, updated the Council on the State Baseball Tournament. She said there would be several games each day from July 27th through the 31st and there would be a cost of \$5 per day or \$15 for the whole tournament with scouts, students and kids getting in free. She stated the games will be played at the High School and they hoped to practice at Krouskop Park diamonds. She said they have blocked off 60 of the 90 available rooms at area hotels and have rented the fairgrounds for campers. She said Mayor Fowler, Governor Walker and other dignitaries will be invited to the opening ceremony. Ms. Kramer mentioned many people are drawn to the event which includes media from Madison and La Crosse. Mayor Fowler thanked the American Legion for their efforts.

PLANNING COMMISSION RECOMMENDATIONS:

INTRODUCTION OF ORDINANCE AMENDING CHAPTER 475 OF THE EXTRATERRITORIAL ZONING ORDINANCE TO ALLOW CREMATORIES WITH A CONDITIONAL USE PERMIT IN COMMERCIAL ZONING.

Attorney Robb said there was a recent Ordinance change in the City for crematories and this Ordinance is similar but for the extraterritorial zoning district. He said it is for introduction tonight. Mayor Fowler said Planning and the ETZ both voted unanimously to approve. No action was taken.

INTRODUCTION OF ORDINANCE AMENDING CHAPTER 475 OF THE EXTRATERRITORIAL ZONING ORDINANCE TO ALLOW DAY CARE CENTERS WITH UP TO 16 CHILDREN WITH A CONDITIONAL USE PERMIT IN THE R-A ZONING.

Clerk Elliott said the ETZ allows up to 8 kids in residential agricultural district and 4 or more kids in a commercial district. Mayor Fowler said there was a public hearing held with Mr. and Mrs. Ewing there who spoke in favor of the change but there was no one else in the

audience. He said the change in the ordinance is to go from 8 kids to allow up to 16. Attorney Robb said a day care center would have to get a state license. Mr. Ewing said that the State determines all aspects of the license they issue and highly regulates day care centers. Alderperson Parker asked if it would require a fire inspection and Mr. Ewing said yes. No action was taken.

PUBLIC WORKS COMMITTEE RECOMMENDATIONS:

CONSIDER PAY REQUEST FROM VINER CONSTRUCTION FOR INDUSTRIAL PARK NORTH PROJECT.

Mayor Fowler said the payment would come from TIF and that 50% would be reimbursed from the grant. He said both Public Works and Finance recommended approval. Motion by Parker, second by Dilley to approve pay request #1 for Harry Viner Construction to North American Construction Services, Inc., for the North Industrial Park project, not to exceed \$138,837.65. Motion carried 7-0. Mayor Fowler asked that it be mailed with a return receipt.

CONSIDER FINAL CHANGE ORDER AND PAY REQUEST FROM VINER CONSTRUCTION FOR MILL STREET.

Mayor Fowler said Public Works and Finance recommended approval of \$5904.04 for the City's portion of the pay request and approval of the change order. He said the Utilities will pay their portion but there were four to five minor things to correct that are utility related. Motion by Fruit, second by Rakow to approve the pay request of \$5904.04 to Harry Viner Construction and authorize the Mayor to sign change order #1. Motion carried 7-0.

CONSIDER FINAL CHANGE ORDER AND PAY REQUEST FROM A-1 FOR SEMINARY STREET PROJECT.

Mayor Fowler said there was a punch list for A-1 to correct and while inspecting them, another punch list was created so the City is withholding \$10,000.00 until May 1st for the issues to be completed or the City will use the money to get the work done by someone else. He said the change order reflects actual quantities used. He said both Public Works and Finance recommended approval. Motion by Mueller to approve the payment of \$25,949.80 to A-1 and authorize the Mayor to sign the pay request and change order #2. Alderperson Parker made the second and the motion carried 7-0.

CONSIDER PURCHASING A GENERATOR TO BE USED AS EMERGENCY POWER AT NORTH INDUSTRIAL PARK BUILDINGS.

Mayor Fowler said no action needs to be taken tonight but when the power went out to the north side a couple weeks ago, the County Highway shop, the Street Department and Utilities were without power. They needed to respond and had difficulty getting vehicles out of the buildings and finding equipment in the dark. He said Dale Bender is looking into the cost of a generator for the City and Utility Buildings. Richland Electric Cooperative and the County are also pursuing generators so there may be cost savings by purchasing them together.

CONSIDER USING STATE AMENDED EQUIPMENT RATES.

Aldersperson Mueller said the State sets new equipment rates each year and they are adopted annually by the City. Motion by Parker, second by Fruit to approve the 2011 equipment rates and include the new end loader if it is not on the list. Motion carried 6-1 with Aldersperson Shireman voting against.

PAYMENT OF MONTHLY BILLS: The bills were reviewed. Motion by Mueller, second by Parker to pay the bills as presented. Motion carried 7-0.

MAYOR LARRY FOWLER: He said the Senior Center / Community Center ad hoc meeting is rescheduled for January 24th at 5:30 p.m.

ALDERPERSON MARIE RAKOW: She commended the American Legion for their efforts in bringing the baseball tournament to the City, noting it will be exciting.

ALDERPERSON LESTER PARKER: He offered condolences to the family of Dr. Richard Edwards. He said Dr. Edwards touched many lives.

PARKS, RECREATION & GROUNDS DIRECTOR SHANE STIBBE: He said he is looking forward to 2011 and that his department is short staffed but working together with the Street department. He encouraged everyone to go see the Zamboni at the skating rink. He mentioned that many people have expressed their thanks for the improvements in the ice that the Zamboni has made.

CITY CLERK JUDE ELLIOTT: He said there will be a primary election on February 15th for the Justice of Supreme Court and the Spring election will be April 5th. He said there will be an Airport meeting on Thursday at 9:00 a.m.

Mr. Fred Clary in the audience said that Mr. Robert Bellman has been appointed to many committees such as the Parks, Library and Natatorium replacing Mr. Kanable.

ADJOURN: Motion to adjourn by Parker, second by Fruit. Motion carried at 8:10 P.M.
Minutes by Deputy Clerk / Treasurer Melinda D. Jones

Mayor, Larry D. Fowler

Attest:

City Clerk / Treasurer Jude Elliott